### **EXHIBIT A**

## ONTARIO CORPORATION PROFILE REPORT FOR SCOTIA CAPITAL INC.

Request ID: 009656124 Transaction ID: 33674741 Category ID:

Province of Ontario Ministry of Consumer and Business Services Companies and Personal Property Security Branch

Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page:

#### CORPORATION PROFILE REPORT

**Amalgamation Date Ontario Corp Number** Corporation Name 2002/11/01 SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC. 1547185 Jurisdiction **ONTARIO** Former Jurisdiction Corporation Status Corporation Type NOT APPLICABLE ONTARIO BUSINESS CORP. **ACTIVE** Amalgamation ind. **Date Amalgamated** Registered Office Address NOT APPLICABLE Α HELENA LAU 40 KING STREET WEST **Notice Date** New Amal, Number 66TH FLOOR NOT APPLICABLE NOT APPLICABLE **TORONTO ONTARIO Lotter Date** CANADA M5W 2X6 NOT APPLICABLE Malling Address **Continuation Date** Revival Date 40 KING STREET WEST NOT APPLICABLE NOT APPLICABLE ATTN: HELENA LAU, SECRETARY'S DEPT Sulte #8TH FLOOR Cancel/Inactive Date Transferred Out Date TORONTO **ONTARIO** NOT APPLICABLE NOT APPLICABLE CANADA M5H 1H1 **EP Licence Eff.Date** EP Licence Term.Date NOT APPLICABLE NOT APPLICABLE **Date Ceased Date Commenced Number of Directors** in Ontario Minimum Maximum in Ontarlo NOT APPLICABLE 00020 NOT APPLICABLE 00005 **Activity Classification** 

NOT AVAILABLE

This is Exhibit. AMIdavii of Lt. L. A. L. D. L. sworn gefore the, this ......

A Notary in and for The Province of

Filed 11/20/2007

Page 3 of 18

Request ID: Transaction ID: 33674741 Category ID: UN/E

Category ID:

009656124

Province of Ontario Ministry of Consumer and Business Services Companies and Personal Property Security Branch

Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page: 2

**CORPORATION PROFILE REPORT** 

Ontario Corp Number

**Corporation Name** 

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Corporate Name History

**Effective Date** 

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

2002/11/01

Current Business Name(s) Exist:

YE\$

Expired Business Name(s) Exist:

YES - SEARCH REQUIRED FOR DETAILS

**Amalgamating Corporations** 

**Corporation Name** 

Corporate Number

SCOTIAMCLEOD HOLDINGS INC.

640897

SCOTIAMCLEOD CORPORATION

640898

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

1619412

Request ID: 009656124 Transaction ID: 33674741
Calegory ID: UN/E

Province of Ontario Ministry of Consumer and Business Services
Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59

## CORPORATION PROFILE REPORT

Ontario Corp Number

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

HAMISH

ÄNGUS

84A CRESCENT ROAD

TORONTO ONTARIO CANADA M4W 1T5

Date Began

First Director

2004/12/03

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Administrator: Name (Individual / Corporation)

Address

ROBERT

LESLIE BROOKS

2061 LAKESHORE ROAD EAST

OAKVILLE ONTARIO CANADA L6J 1M4

Date Began

First Director

2002/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Request ID: 009656124 Transaction ID: 33674741 Category ID: UN/E

Province of Ontario Ministry of Consumer and Business Services Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page:

#### CORPORATION PROFILE REPORT

Ontario Corp Number

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

JAMES MICHAEL DURLAND

**56 ENNISCLARE DRIVE EAST** 

OAKVILLE

ONTARIO CANADA L6J 4N2

Date Began

First Director

2007/06/05

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Υ

Administrator:

Name (Individual / Corporation)

Address

CHRISTOPHER JOSEPH

HODGSON

TORONTO ONTARIO CANADA M4N 2E7

27 FOREST GLEN CRESCENT

Date Began

First Director

2003/09/02

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Request ID: 009656124

Transaction ID: 33674741
Category ID: UN/E

Province of Ontario Ministry of Consumer and Business Services
Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59

## CORPORATION PROFILE REPORT

Ontario Corp Number

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

CHRISTOPHER JOSEPH HODGSON

27 FOREST GLEN CRESCENT

TORONTO ONTARIO CANADA M4N 2E7

Date Began

First Director

2005/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

**OFFICER** 

PRESIDENT

Administrator: Name (Individual / Corporation)

Address

JOHN FRANCIS MADDEN

PICKERING ONTARIO CANADA L1X 2P2

986 GRAFTON COURT

Date Began

**First Director** 

2002/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Y

Request ID: 009656124 Transaction ID: 33674741 Category ID: UN/E

Province of Ontario Ministry of Consumer and Business Services
Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page: 6

#### CORPORATION PROFILE REPORT

Ontario Corp Number

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (individual / Corporation)

Address

LAURENT

**57 WOODSIDE AVENUE** 

MARESCHAL

TORONTO ONTARIO CANADA M6P 1L9

Date Began

**First Director** 

Officer Type

2006/12/13

NOT APPLICABLE

Designation DIRECTOR Resident Canadian

Υ

Administrator:

Name (Individual / Corporation)

Address

STEPHEN DOUGLAS

110 GLEN ROAD MCDONALD

TORONTO ONTARIO CANADA M4W 2V9

Date Began

First Director

2005/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

**OFFICER** 

OTHER

Request ID:

Category ID: UN/E

009656124 Transaction ID: 33674741

Province of Ontarlo

Ministry of Consumer and Business Services Companies and Personal Property Socurity Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59

#### CORPORATION PROFILE REPORT

**Ontario Corp Number** 

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

STEPHEN DOUGLAS MCDONALD

110 GLEN ROAD

TORONTO ONTARIO

CANADA M4W 2V9

Date Began

First Director

2005/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Administrator:

Name (Individual / Corporation)

Address

CHARLES

JOHN SCHUMACHER

1 ST, EDMUND'S DRIVE

TORONTO ONTARIO CANADA M4N 2P6

Date Began

First Director

2005/08/15

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Request ID: Category ID:

009856124 Transaction ID: 33674741

Province of Ontario

Ministry of Consumer and Business Services Companies and Personal Property Security Branch

Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page:

### **CORPORATION PROFILE REPORT**

**Ontario Corp Number** 

**Corporation Name** 

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

CHARLES JOHN SCHUMACHER

1 ST. EDMUND'S DRIVE

TORONTO ONTARIO

CANADA M4N 2P6

Date Began

First Director

2005/11/01

**NOT APPLICABLE** 

Designation

Officer Type

Resident Canadian

**OFFICER** 

OTHER

Administrator:

Name (Individual / Corporation)

Address

MICHAEL

**598 BEAVER COURT** 

K. WARMAN

MILTON ONTARIO

CANADA L9T 4A9

Date Began

First Director

2002/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

DIRECTOR

Request ID; 009656124 Transaction ID: 33674741
Category ID: UN/E Category ID:

Province of Onlario Ministry of Consumer and Business Services
Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59

#### CORPORATION PROFILE REPORT

Ontario Corp Number

**Corporation Name** 

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

MICHAEL

K. WARMAN

**598 BEAVER COURT** 

MILTON ONTARIO CANADA L9T 4A9

Date Began

First Director

2002/11/01

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

**OFFICER** 

CHIEF FINANCIAL OFFICER

Name (Individual / Corporation)

Administrator:

Address

MARY CECILIA WILLIAMS

1525 WATESKA BOULEVARD

MISSISSAUGA ONTARIO CANADA L5H 2R4

Date Began

First Director

2005/03/03

NOT APPLICABLE

Designation

Officer Type

Rosident Canadian

DIRECTOR

Request ID: 009656124 Transaction ID: 33674741 Category ID: UN/E Province of Ontario Ministry of Consumer and Business Services Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page: 10

### **CORPORATION PROFILE REPORT**

Ontarlo Corp Number

Corporation Name

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Administrator:

Name (Individual / Corporation)

Address

MARY CECILIA WILLIAMS

1525 WATESKA BOULEVARD

MISSISSAUGA ONTARIO CANADA L5H 2R4

Date Began

First Director

2005/03/03

NOT APPLICABLE

Designation

Officer Type

Resident Canadian

OFFICER

SECRETARY

Request ID: 009656124 Transaction ID: 33674741 Category ID: UN/E Province of Ontario Ministry of Consumer and Business Services Companies and Personal Property Security Branch Date Report Produced: 2007/10/23 Time Report Produced: 11:43:59 Page: 11

### **CORPORATION PROFILE REPORT**

Ontario Corp Number

Corporation Name

1547185

SCOTIA CAPITAL INC./SCOTIA CAPITAUX INC.

Last Document Recorded Act/Code Description

Form

Date

CIA

CHANGE NOTICE

1

2007/06/19 (ELECTRONIC FILING)

THIS REPORT SETS OUT THE MOST RECENT INFORMATION FILED BY THE CORPORATION ON OR AFTER JUNE 27, 1992, AND RECORDED IN THE ONTAINED BUSINESS INFORMATION SYSTEM AS AT THE DATE AND TIME OF PRINTING, ALL PERSONS WHO ARE RECORDED AS CHARLEN FAIR OF ONE OF A SECRET AND INCIDENT AND INTER INTO A DAMINISTRATORS.

PLEASE NOTE THAT WHEN THE SAME INDIVIDUAL HOLDS MULTIPLE 'OTHER UNTITLED' OFFICER POSITIONS, AS INDICATED ON A FORM 1 UNDER THE CORPORATIONS INFORMATION ACT, ONLY ONE OF THESE OTHER UNTITLED' POSITIONS HELD BY THAT INDIVIDUAL WILL BE REFLECTED ON THIS REPORT. FOR COMPLETE INFORMATION, CONTACT COMPANIES AND PERSONAL PROPERTY SECURITY BRANCH.

ADDITIONAL HISTORICAL INFORMATION MAY EXIST ON THE COMPANIES AND PERSONAL PROPERTY SECURITY BRANCH MICROFICHE.

The issuance of this report in electronic form is authorized by the Director of Companies and Personal Property Security Branch.

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MIDAS FUND, INC.

. \_ .

Plaintiff,

- against -

GAMMON GOLD, INC., FRED GEORGE, BRADLEY LANGILLE, RUSSEL BARWICK, COLIN SUTHERLAND, BMO NESBITT BURNS INC., SCOTIA CAPITAL INC., and TD SECURITIES INC.

Defendants.

Index No. 7 CV 6707 (NRB)

AFFIDAVIT OF SERVICE UPON BMO NESBITT BURNS INC.

- I, Alena Hegedus, Process Server and Agent for the Bouchard Group of Companies, located at 220 Hunt Club Road, Unit 4, Ottawa, Ontario K1V 1C1, Canada, do hereby make oath and do solemnly swear:
  - 1. That I am over the age of 21 and a non-party to this action and am authorized to serve process in Canada;
  - 2. That on or about October 27, 2007, I was instructed by my manager, Ginette Bouchard, in turn instructed by Legal Language Services, an international litigation support firm located in Leawood, Kansas, in turn instructed by plaintiff's attorneys Guzov Ofsink LLC to serve upon defendant BMO Nesbitt Burns Inc. the following documents filed in the present action:
    - Hague Service Convention "Notice"
    - Hague Service Convention "Summary of the Document to be Served" with Attachment "A"
    - Amended Summons in a Civil Action
    - Second Amended Complaint
    - Rule 7.1 Statement
    - Individual Practices of Naomi Reice Buchwald
    - 3<sup>rd</sup> Amended Instructions for Filing an Electronic Case or Appeal
    - Procedures for Electronic Case Filing
    - Guidelines for Electronic Case Filing

- That according to research performed by the Bouchard Group of Companies, BMO 3. Nesbitt Burns Inc.'s registered address is 1 First Canadian Place, 21st Floor, Toronto, Ontario M5X 1A1 Canada (See BMO Nesbitt Burns Inc.'s Canada Business Corporations Act Report, attached hereto as Exhibit A);
- That on October 30, 2007 at approximately 12:05 P.M., I did travel to 1 First 4. Canadian Place in Toronto where I met with a woman who identified herself as Nelly Coutinho, Legal Assistant for BMO Nesbitt Burns Inc.;
- 5. That Ms. Coutinho confirmed to me she was authorized to accept service of process on behalf of BMO Nesbitt Burns Inc. and I handed her the above-referenced documents, which she accepted, and said, "You are served with legal process on behalf of BMO Nesbitt Burns Inc.";
- That Ms. Coutinho is a caucasian female, approximately 34 years old, 5'3" tall, 140 6. pounds, with brown hair, hazel eyes and thick framed glasses;
- 7. That I believe service to have been effected upon defendant BMO Nesbitt Burns Inc. in accordance with a method prescribed by the internal laws of Ontario, Canada for civil matters within the jurisdiction and thus in accordance with Article 10(b) of the Hague Convention of 15 November 1965 on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters and in compliance with the laws of the United States.

I declare under penalty of perjury under the laws of the United States that the foregoing statements are true and accurate to the best of my knowledge and belief.

SWORN at Toronto, Ontario, Canada before me on this day,

of November 200

A Notary in and for the Province of Qntario. My Appointment

expires when I cease to practice Law.

Alena Hegedus Process Sera

## **EXHIBIT A**

# CANADA BUSINESS CORPORATIONS ACT REPORT FOR BMO NESBITT BURNS INC.

#### Corporation #3074234 BN #103854261RC0001

Corporation Name(s):

BMO NESBITT BURNS INC.

Old Name(s) and Change Date(s)

NESBITT BURNS INC. - 2000/02/15

Mailing Address:

[Latest address on file]

Care of:

YASMIN HORRA

Street: City:

1 FIRST CANADIAN PLACE 21ST FLOOR

Province:

TORONTO Ontario

Postal Code: Country:

M5X1A1 Canada

Registered Office Address: [Latest address on file]

Care of:

BMO NESBITT BURNS INC.

Street:

1 FRIST CANADIAN PLACE 21ST FLOOR

City: Province:

TORONTO Ontario

Postal Code:

M5X1A1

Country:

Canada

Country:

Canada

Reg. Off. Eff:

2003/05/06

Status Active

Date

1994/10/01

ACT Name: Canada Business Corporations Act

Incorporation:

Amalgamation:1994/10/01

Continuance:

Anniversary:1994/10/01

Import: -Export: - Proxy:

Prospectus:

Take Over:

Revival:

Intent to Dissolve: Revocation of Intent:

Update:2007/05/04

referred to in the this is Exhibit. AHIDAVII, ot. ALACKA HEGESL

Notety in and for The Province of ....

#### Filed 11/20/2007 Page 17 of 18

#### Directors

#### NOTICE TO CLIENTS:

Please note that directors residential addresses are no longer available online. The request for this information can be made in writing directly to Corporations Canada by:

E-mail: corporationscanada@ic.gc.ca

Fax: (613) 941-0601 or 941-5789

Letter: Attn: Head, Information and Certification Unit 9th Floor, Jean Edmonds Tower South 365 Laurier Avenue West Ottawa, Ontario K1A OC8

Please provide contact name, e-mail address, business address, telephone number and fax number.

Current: 6

Last Update Date: 2007/05/01

Min: 3

Last Amendment:

Max: 99

Director(s) name(s): LOUIS-JACQUES MÉNARD DAVID CADWELL FERGUSON **GILLES GERARD OUELLETTE** ERIC CLIFTON TRIPP YVAN JOSEPH PIERRE BOURDEAU THOMAS VOYSEY MILROY

#### Annual Return/Annual Summary(AR/AS)

NOTICE TO CLIENTS:

Following the transition period resulting from the November 24, 2001 amendments to the Canada Business Corporations Act, the Act now refers to a minimum of 50 shareholders instead of 15

Distributing:

NO

Number of Shareholders:

<= 50 non-distrib

Annual Meeting (Last):

2006/01/19

Enforcement Code:

10/31

Enforcement Date:

Taxation Year End:

AR/AS Filed:

Received - with Fee - 2006 Received - with Fee - 2005

Received - with Fee - 2004 CONTRACTOR OF THE PROPERTY OF 

C	ina		Lal
r	ma	пc	lai

Financial reports are only available for distributing corporations

#### Amalgamations

Amalgamating Info: 2174561 NESBITT BURNS INC, 94/10/01 3071553 NESBITT BURNS CORP, 94/10/01

Parent/Subsidiary

No parent/subsidiary information for this corporation.